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PATENT
Docket No. H 3939 PCT/US

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Application of Naumann et al.
International Application No. PCT/EP00/08773
International Filing Date: September 8, 2000

Serial No. 10/088,059
Filed: To be assigned

Examiner: To be assigned
Art Unit: To be assigned

Confirmation No. 6726

**TITLE: USE OF 2-NITRO-P-PHENYLENE DIAMINE
DERIVATIVES AS DIRECT COLORANTS**

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS
UNDER 35 U.S.C. §371**

Box PCT
Commissioner for Patents
Washington, DC 20231

Attn: DO/EO/US

In response to the NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. §371 in the United States Designated/Elected Office, mailed May 20, 2002, Applicants enclose herewith their executed Declaration and a copy of FORM PCT/DO/EO/905 (371 Formalities Notice).

In response to the notice on FORM PCT/DO/EO/905 that a sequence listing must be submitted, Applicants respectfully submit that the application does not contain a nucleotide and/or amino acid sequence as that term is defined in 37 C.F.R. § 1.1821, and therefore a sequence listing is not required. It is noted that the "biochemical sequence diskette" listed on page 1 of Form PCT/DO/EO/905 is incorrect. Instead, the diskette submitted by Applicants on March 13, 2002 contained Document AV "EU Inventory of Cosmetic Ingredients", which is included in Applicants' Information Disclosure Statement. Applicants also provided with the diskette special instructions for opening the document contained on the diskette. It is respectfully requested that the undersigned be contacted if any further information is required regarding the diskette.

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Please debit the \$130.00 surcharge under 37 C.F.R. § 1.16(e) for late filing a declaration to our Deposit Account No. 01-1250. Order No. 02-0307.

Respectfully submitted,

Kimberly R. Hild

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May 29, 2002
Henkel Corporation
Patent Department
2500 Renaissance Blvd., Suite 200
Gulph Mills, PA 19406

Enclosures:

- 1) Executed Declaration
- 2) Copy of Form PCT/DO/EO/905 (371 Formalities Notice)

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UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents, Box PCT
 United States Patent and Trademark Office
 Washington, D.C. 20231
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/088,059	Frank Naumann	H 3939 PCT/US
		INTERNATIONAL APPLICATION NO.
		PCT/EP00/08773
I.A. FILING DATE		PRIORITY DATE
09/08/2000		09/17/1999
CONFIRMATION NO. 6726		
371 FORMALITIES LETTER		
 *OC00000008106921*		

See See notes - 7/20/02

Date Mailed: 05/20/2002

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Priority Document
- Biochemical Sequence Diskette
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Information Disclosure Statements
- Oath or Declaration
- Preliminary Amendments

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 HENKEL LAW DEPT.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- \$130 Surcharge for providing the oath or declaration later than the appropriate 30 months months from the priority date (37 CFR 1.492(e)) is required.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

The following items **MUST** be furnished within the period set forth below:

- The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 CFR 1.821-1.825 for the following reason(s):

- This application does not contain a "Sequence Listing" as a separate part of the disclosure on paper copy or compact disc, as required by 37 CFR 1.821(c).
- **APPLICANT MUST PROVIDE:**
 - An initial or substitute paper copy or compact disc of the "Sequence Listing," as well as an amendment directing its entry into the specification.

- For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Late oath or declaration Surcharge.
- This application does not contain a "Sequence Listing" as a separate part of the disclosure on paper copy or compact disc, as required by 37 CFR 1.821(c).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

PAULETTE R KIDWELL

Telephone: (703) 305-3656

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/088,059	PCT/EP00/08773	H 3939 PCT/US